

**THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

NIKKI BELL, an individual, on  
behalf of herself and all others  
similarly situated,

Plaintiff,

vs.

DEPARTMENT STORES  
NATIONAL BANK, a South Dakota  
Entity; FDS BANK, an Ohio  
Corporation; MACY's  
INCORPORATED, an Ohio  
Corporation; and DOES 1 through  
50, inclusive, and each of them,

Defendants.

Case No.: 3:17-cv-00102-VC

**CLASS ACTION**

**~~[Proposed]~~ ORDER**

**[Fed. R. Civ. Proc., Rule  
41(a)(1)(A)(i)]**

Assigned to Hon. Vince Chhabria

Complaint filed January 9, 2017

**[PROPOSED] ORDER**

**TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

The Court, having reviewed Plaintiff NIKKI BELL's ("Plaintiff" or "Bell") Request for Dismissal with Prejudice of Her Individual Claims Only, along with the corresponding Declaration of John P. Kristensen submitted in support thereof, hereby GRANTS Plaintiff's Request for Dismissal.

IT IS ORDERED as follows:

Plaintiff Bell's individual claims are hereby dismissed with prejudice, while the claims of the putative Class members are dismissed without prejudice. Because the dismissal of Plaintiff's individual claims will not affect the interests of the Putative Class members, it is FURTHER ORDERED that notice of this dismissal need not be provided to the Putative Class members.

**IT IS SO ORDERED.**

Dated: April 19, 2017



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Hon. Vince Chhabria  
Judge of the United States District  
Court